

OCT 11 2005

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INTELLECTUAL PROPERTY LAW

## FACSIMILE TRANSMITTAL SHEET

<b>To:</b> Examiner L. Son	<b>FROM:</b> Thomas L. Evans
<b>COMPANY:</b> USPTO	<b>DATE:</b> October 11, 2005
<b>FAX NUMBER:</b> 571-273-8300	<b>TOTAL NO. OF PAGES:</b> 23
<b>RE:</b> Serial No. 09/782,593	<b>OUR REFERENCE NO.:</b> 005313.00001

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<b>NAME:</b> Lesa Wolman	<b>PHONE:</b> 503-425-6800
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**COMMENTS:**

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OCT 11 2005

Atty. Docket No.  
005313.00001PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Marc VAN HEYNINGEN

Examiner: L. Son

U.S. Pat. App. No.: 09/782,593

Group Art Unit: 2135

Filed: February 12, 2001

For: METHOD AND APPARATUS FOR PROVIDING SECURE STREAMING DATA  
TRANSMISSION FACILITIES USING UNRELIABLE PROTOCOLSSUPPLEMENTAL INFORMATION DISCLOSURE STATEMENTCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to his duty of disclosure under 37 C.F.R. §1.56, Applicant brings the documents listed in the attached PTO-1449 form to the attention of the Examiner in the above-identified patent application.

In accordance with the Notice published in the Official Gazette of August 5, 2003, Applicant has not provided copies of the U.S. patents listed in the attached PTO-1449. A copy of the listed non-patent literature, however, is attached hereto.

The listed documents were cited in the Supplementary European Search Report in a corresponding application, August 1, 2005, a copy of which is also attached. The Supplementary European Search Report is in English. Therefore, Applicants respectfully urge that no further comment is necessary in accordance with 37 C.F.R. §1.98(a)(3). Applicant respectfully points out, however, that the Supplementary European Search Report classifies one (1) of the

U.S. Pat. App. No.: 09/782,593  
Atty. Docket No.: 005313.00001

documents in category Y, two (2) of the documents in category X, and one (1) of the documents in category A.

A first Official Action issued for this application on June 17, 2004. Accordingly, Applicant is concurrently submitting a Statement Under 37 C.F.R. §1.97(e)(1). It is therefore respectfully urged that no fees are due for the submission and consideration of this Supplemental Information Disclosure Statement. Further, Applicant submits that this Supplemental Information Disclosure Statement is being timely presented in accordance with 37 C.F.R. §1.97(c).


While Applicant is presenting the documents listed in the attached PTO-1449 form, Applicant does not waive any right to take appropriate action to establish patentability over the listed documents should one or more of these documents be applied as a reference against any claim in this application.

Applicant respectfully asks that the documents listed on the attached PTO-1449 form be considered by the Examiner and made officially of record, and that a listing of the same appear on the face of any patent which may issue from this application.

Respectfully submitted,

BANNER & WITCOFF, LTD.

By:

  
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October 11, 2005

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Atty. Docket No.  
005313.00001

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:

Marc VAN HEYNINGEN

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U.S. Pat. App. No.: 09/782,593

Group Art Unit: 2135

Filed: February 12, 2001

For: METHOD AND APPARATUS FOR PROVIDING SECURE STREAMING DATA  
TRANSMISSION FACILITIES USING UNRELIABLE PROTOCOLS

**STATEMENT UNDER 37 C.F.R. §1.97(e)(1)**

Commissioner for Patents  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. §1.97(e)(1), Applicant hereby states that each item of information contained in the attached Supplemental Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the attached Supplemental Information Disclosure Statement.

Consideration and entry of this Statement are respectfully requested.

Respectfully submitted,

BANNER & WITCOFF, LTD.

By: Thomas L. Evans  
Thomas L. Evans, Reg. No. 35,805  
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October 11, 2005

PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1

of

1

Complete if Known

Application Number	09/782,593
Filing Date	2-12-01
First Named Inventor	Marc Van Heyningen
Art Unit	2135
Examiner Name	L. Son
Attorney Docket Number	05313.00001

**U.S. PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US- 5,583,940	12-10-96	Vidrascu et al.	
		US- 5,657,390	08-12-97	Elgamal et al.	
		US- 6,070,245	05-30-2000	Murphy, Jr. et al.	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>3</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		DAVID A. MCGREW, DACID ORAN, CISCO SYSTEMS ET AL. "The Secure Real Time Protocol." November 2000. Cisco Systems IETF Standard-Working-Draft, Internet Engineering Task Force, CH XPO15032281. ISSN: 000-0004.	
		Supplementary European Search Report in corresponding European Patent Office application, number EP 02 71 4859, mailed August 1, 2005	

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.96. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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